



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
ADMINISTRATIVE REFORMS, TRAINING,
PENSION AND PUBLIC GRIEVANCES DEPARTMENT

NOTIFICATION

The 30th August, 2022

No. PPG(G) 433/2021/87.- In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Assam is pleased to make the following rules further to amend the Assam Services (Pension) Rules, 1969, hereinafter referred to as the principal Rules, in the manner hereinafter appearing, namely :-

Short title and commencement	1.	(1)	These rules may be called the Assam Services (Pension) Amendment Rules, 2022.
		(2)	They shall be deemed to have come into force with effect from 01/04/2017
Insertion of new rule 142-A	2.		In the principal Rules, after rule 142, the following new rule 142-A shall be inserted, namely :-
		“142-A	Notwithstanding anything contained in any of the provisions of these rules so far as they relate to the conditions and eligibility criteria of the family members of the Government Servant who dies in harness, all cases of family pension in respect of a deceased Government Servant who dies/died while in service with effect from 01-04-2017, with the introduction of the Compassionate

Family Pension Scheme, the family of such Government Servant shall be granted a Compassionate Family Pension at the rate and conditions mentioned herein below, in the following manner :-

- (i) In cases where the Government Servant dies while in service, after completing one year of continuous service, the Compassionate Family Pension equal to 100% of the last pay drawn by the deceased Government Servant shall be paid to the family/ legal heir who have the eligibility to receive normal family pension as per Assam Services (Pension) Rules, 1969 (as amended from time to time) for a period up to the date of deemed superannuation of the deceased employee i.e. the date on which he/ she would have retired had he/ she been alive. For this purpose the last pay drawn is the last basic pay (pay in Pay Band + Grade Pay). Further, the Compassionate Family Pensioner shall receive the applicable Dearness Relief and other relief amount as admissible in normal family pension and shall also be revised periodically as and when normal pension / family pension are revised.
- (ii) On attaining the date of deemed superannuation, the Compassionate Family Pension shall be converted into normal family pension. The normal family pension shall be fixed at 50% of the Compassionate Family Pension from the date of deemed superannuation till 67 (sixty seven) years of age of the deceased employee. During this period of 7 (seven) years, the normal family pension shall be revised periodically as and when normal pension is revised.
- (iii) Further, on completion of the above period of 7 (seven) years, the normal family pension shall be reduced from 50% to 30% till the applicable eligibility as per Assam Services (Pension) Rules, 1969 as amended from time to time.
- (iv) Furthermore, if the parents or other eligible family members are not looked after by the Compassionate Family Pensioner, on receipt of such complaint from them, the competent authority shall issue orders apportioning the Compassionate Family Pension appropriately among the other eligible family members.

Note- 1 : These rules shall be applicable to the families of all employees of State Government, provincialized employees and all other employees as eligible under the Assam Services (Pension) Rules, 1969 (as amended from time to time), all State Government employees under New Defined Contributory Pension System (NPS) category and All India Services

officers borne on Assam cadre who died/ die in harness on or after 01-04-2017, provided that the Government Servant must have completed minimum 1 (one) year of continuous service without break before death while in service.

Note- 2 : Compassionate Family Pension scheme is not applicable for Voluntary retirement/ resignation or any other cases and “an employee dies-in-harness” is the sole criteria. The cause for the death of the employee-in-harness can be anything, either natural or unnatural.

Note- 3 : It is also provided that the family pension in respect of an All India Service Officer borne on Assam cadre who died/ dies on or after 01-04-2017, shall be regulated as per All India Services (DCRB) Rules, 1958 on attaining the deemed superannuation of the deceased concerned All India Service (AIS) officer.

Note- 4 : For payment of Compassionate Family Pension in case of All India Services Officers born on Assam Cadre who died while in service on or after 01-04-2017, the guidelines issued vide office memorandum No. PPG(P) 292/2017/18 dated 14-12-2021 shall be followed.

Note- 5 : For payment of Compassionate Family Pension in case of State Government Employees under New Defined Contributory Pension System (NPS) Category, office memorandum issued Vide No. PPG(P) 165/2014/17 dated 14th January, 2016 and No. PPG(P) 165/2014/Pt/7 dated 18th June, 2018 shall be followed.”

ARCHANA VARMA,

Principal Secretary to the Government of Assam,
ARTPPG Department.